# UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

## CASE NO. 20-CA-139745

Hobby Lobby Stores, Inc.,

Respondent,

and

The Committee to Preserve the Religious Right to Organize,

Charging Party.

## RESPONDENT'S ANSWERING BRIEF TO GENERAL COUNSEL'S CROSS EXCEPTIONS TO THE ADMINISTRATIVE LAW JUDGE'S DECISION

Dated: December 18, 2015 Frank Birchfield, Esq.

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#### **ARGUMENT**

Pursuant to Rule 102.46(f), Respondent Hobby Lobby Stores, Inc., respectfully submits this answering brief to the General Counsel's ("GC's") Cross Exceptions to the Administrative Law Judge's Decision.

The GC identifies three apparent typographical errors in the ALJ's Decision, recommended Order, and proposed Notice and asks that they be corrected. Respondent respectfully responds that the typographical errors need not be corrected because the ALJ's Decision, recommended Order, and proposed Notice as a whole should be rejected for the reasons set forth in Respondent's Exceptions and supporting Brief. Respondent incorporates those Exceptions and the supporting Brief herein by reference. Otherwise, Respondent does not oppose the GC's Exceptions in and of themselves.

#### **CONCLUSION**

For all of the foregoing reasons, the Board should reverse the ALJ and dismiss the Complaint against Respondent in its entirety.

## Respectfully submitted,

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

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### **CERTIFICATE OF SERVICE**

The undersigned certifies that on December 18, 2015, a copy of the foregoing Respondent's Answering Brief to General Counsel's Cross Exceptions to the Administrative Law Judge's Decision has been filed via electronic filing with:

Executive Secretary National Labor Relations Board 1099 14th Street N.W. Washington, DC 20570

and served via e-mail upon:

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